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6 Attorneys for Plaintiff  
7 Innovated Sports Marketing, Inc.

8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA

10 Innovative Sports Marketing, Inc.,

11 CASE NO. CV 07-5122 MJJ

12 Plaintiff,

13 vs.  
14 David G. Ramirez, et al.

15 Defendants.

16 STIPULATION OF DISMISSAL OF  
17 PLAINTIFF'S COMPLAINT  
18 AGAINST DEFENDANT DAVID G.  
19 RAMIREZ, AND KULEIKA  
20 RAMIREZ, individually and d/b/a LA  
21 CASITA RESTAURANT

22 IT IS HEREBY STIPULATED by and between Plaintiff INTEGRATED  
23 SPORTS MEDIA, INC. and Defendants DAVID G. RAMIREZ and KULEIKA  
24 RAMIREZ individually and d/b/a LA CASITA RESTAURANT that the above-  
25 entitled action is hereby dismissed without prejudice against DAVID G. RAMIREZ,  
26 and KULEIKA RAMIREZ individually and d/b/a LA CASITA RESTAURANT  
27 subject to the Court's jurisdiction to enforce the settlement agreement reached between  
28 the Parties.

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31 ///

32 ///

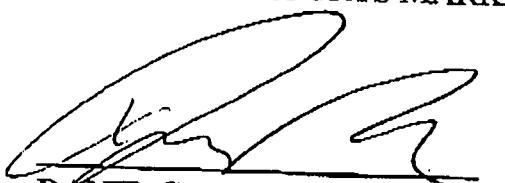
1           **IT IS FURTHER STIPULATED** that provided no Party referenced above has  
2 filed a motion to reopen this action by December 31, 2008, this Court shall *not* have  
3 jurisdiction to set aside the dismissal and the dismissal as to defendants DAVID G.  
4 RAMIREZ, and KULEIKA RAMIREZ individually and d/b/a LA CASITA  
5 RESTAURANT shall be deemed to be with prejudice.  
6

7           This dismissal is made pursuant to Federal Rules of Civil Procedure 41(a)(1).  
8 Each Party referenced-above shall bear its own attorneys' fees and costs.

9  
10 Dated: December 14, 2007

11             
12           **LAW OFFICES OF THOMAS P. RILEY, P.C.**  
13           By Thomas P. Riley  
14           Attorneys for Plaintiff  
15           INNOVATIVE SPORTS MARKETING, INC.

16 Dated:

17             
18           **DAVID G. RAMIREZ**  
19           individually and d/b/a La Casita Restaurant  
20           Defendant

21 Dated:

22             
23           **KULEIKA RAMIREZ**  
24           individually and d/b/a La Casita Restaurant  
25           Defendant

26           **IT IS SO ORDERED:**

27           Dated: \_\_\_\_\_

28           The Honorable Martin J. Jenkins  
29           United States District Court  
30           Northern District of California

1                   **PROOF OF SERVICE (SERVICE BY FIRST CLASS MAIL)**  
2

3 I declare that:

4                   I am employed in the County of Los Angeles, California. I am over the age of  
5 eighteen years and not a party to the within cause; my business address is First Library  
6 Square, 1114 Fremont Avenue, South Pasadena, CA 91030-3227 I am readily familiar  
7 with this law firm's practice for collection and processing of correspondence/documents  
8 for mail in the ordinary course of business.  
9

10                  On December 14, 2007, I served:

11  
12                  **STIPULATION OF DISMISSAL OF PLAINTIFF'S COMPLAINT  
13                  AGAINST DEFENDANT DAVID G. RAMIREZ, AND KULEIKA  
14                  RAMIREZ, individually and d/b/a LA CASITA RESTAURANT**

15                  On all parties in said cause by enclosing a true copy thereof in a sealed envelope  
16 with postage prepaid and following ordinary business practices, said envelope was duly  
17 mailed and addressed to:

18                  Kuleika Ramirez  
19                  La Casita Restaurant  
20                  320 A Street  
21                  Hayward, CA, 94541

22                  I declare under the penalty of perjury pursuant to the laws of the United States  
23 that the foregoing is true and correct and that this declaration was executed on  
24 December 14, 2007 at South Pasadena,, California.  
25

26  
27                  Dated: December 14, 2007  
28

  
THOMAS P. RILEY

1                   **PROOF OF SERVICE (SERVICE BY OVERNIGHT MAIL)**

2                   I declare that:

3                   I am employed in the County of Los Angeles, California. I am over the age of  
4                   eighteen years and not a party to the within cause; my business address is First Library  
5                   Square, 1114 Fremont Avenue, South Pasadena, CA 91030-3227 I am readily familiar  
6                   with this law firm's practice for collection and processing of correspondence/documents  
7                   for mail in the ordinary course of business.

8

9

10                  On December 14, 2007, I served:

11

12                  **STIPULATION OF DISMISSAL OF PLAINTIFF'S COMPLAINT**  
13                  **AGAINST DEFENDANT DAVID G. RAMIREZ, AND KULEIKA**  
14                  **RAMIREZ, individually and d/b/a LA CASITA RESTAURANT**

15                  On all parties in said cause by enclosing a true copy thereof in a sealed envelope  
16                  with postage prepaid and following ordinary business practices, said envelope was duly  
17                  mailed and addressed to:

18

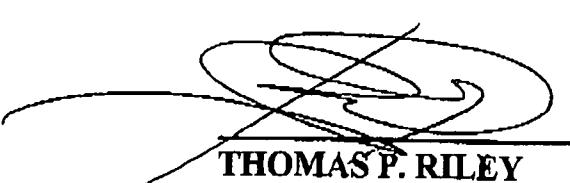
19                  David Ramirez  
20                  La Casita Restaurant  
21                  320 A Street  
22                  Hayward, CA, 94541

23                  I declare under the penalty of perjury pursuant to the laws of the United States  
24                  that the foregoing is true and correct and that this declaration was executed on  
25                  December 14, 2007 at South Pasadena, California.

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27                  Dated: December 14, 2007

28



THOMAS P. RILEY